

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 JAMES BIRKAN,

5 Plaintiff,

6 v.

7 SETERUS, INC., *et al.*,

8 Defendants.  
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Case No. 2:16-cv-02060-APG-PAL

**ORDER DENYING MOTION TO  
DISMISS AS MOOT**

(ECF No. 29)

10 In light of the stipulation to dismiss defendant Innovis Data Solutions, Inc. (ECF No. 31),  
11 defendant Innovis Data Solutions, Inc.'s motion to dismiss **(ECF No. 29) is DENIED as moot.**

12 DATED this 3rd day of January, 2017.

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15 ANDREW P. GORDON  
16 UNITED STATES DISTRICT JUDGE  
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